

State of Rhode Island and Providence Plantations

Public Utilities Commission

Minutes of Open Meeting Held on November 9, 2001

Attendees: Chairman Elia Germani, Commissioner Kate Racine, Commissioner Brenda Gaynor, Steve Frias, Cindy Wilson, Thomas Massaro, Alan Nault and Luly Massaro.

Chairman Germani called the open meeting to order at 10:00 AM in the first floor hearing room of the Public Utilities Commission. A quorum was present.

Competitive Local Exchange Carriers (CLECs):

3178 - Nextlink Long Distance Services

3028 - Qwest Communications Corp.

2618 - AT&T Communications of NE, Inc.

2535 - Cox RI Telcom LLC

2426 - Teleport Communications Group

The above CLECs filed tariff revisions. After review, the Commission followed the Division's recommendation that the tariff filings be allowed to go into effect without suspension.

3073 - MPower Communications Corp.

The above CLEC ceased operations in RI and requested that its authorization to operate be cancelled and rescinded. After review, Commissioner Racine moved to cancel and rescind the company's authorization to operate. The motion was seconded by Commissioner Gaynor and unanimously passed. **Vote 3-0.**

Competitive Switchless Resellers (CSRs):

2262(H16) - Telgenious, Inc.

2262(I16) - TDI Communications, Inc.

2262(J16) - QX Telecom, LLC

2262(K16) - Sonix4U, Inc.

2262(L16) - NUI Telecom, Inc.

2262(M16) - BAK Communications, LLC

The above CSRs registered to operate in RI. The Division has reviewed the registrations and recommends approval. After review, Commissioner Racine moved to approve the registrations. The motion was seconded by Commissioner Gaynor and unanimously passed. **Vote 3-0.**

2262(Q2) - Affinity Network Inc.

2262(P2) - NOSVA Limited Partnership

2262(O2) - NOS Communications, Inc.

2262(C1) - Cable & Wireless USA, Inc.

2262(A6) - Southwestern Bell Communications Services, Inc.

2262(Y10) - Enhanced Communications Group, LLC

The above CSRs filed tariff revisions. After review, the Commission followed the Division's recommendation that the tariff filings be allowed to go into effect without suspension.

2262(E13) - Local Business Billing, Inc.

2262(D14) - Siesta Telecom

The above CSRs ceased operations in RI and requested that their authorizations to operate be cancelled. After review, Commissioner Racine moved to cancel and rescind the company authorizations to operate. The motion was seconded by Commissioner Gaynor and unanimously passed. **Vote 3-0.**

Interexchange Carriers (IXCs):

3399 - Sprint Communications

The above IXC filed tariff revisions. After review, the Commission followed the Division's recommendation that the tariff filing be allowed to go into effect without suspension.

Verizon RI Interconnection Agreements (ICAs):

3395 - ICA entered w/ Preferred Carrier Services, Inc.

3392 - ICA entered w/ RNK Telecom, Inc.

3391 - ICA entered w/ United Systems Access

The above ICAs were submitted for approval. The Division has reviewed filings and recommends approval. After review, Commissioner Gaynor moved to approve the ICAs. The motion was seconded by Commissioner Racine and unanimously passed. **Vote 3-0.**

2861 - Pascoag Utility District: The utility submitted a tariff filing to implement a revised Standard Offer Service Rate of \$0.05099 per kWh, transmission of \$0.00921 per kWh, and transition charge of \$0.02006 per kWh for effect December 1, 2001. The proposed rates will remain in effect through January 31, 2002 and will represent a reduction to a residential monthly bill with a consumption level of 500 kilowatt-hours from \$64.79 to \$60.24 or 7%. After review of the utility's filing and the Division recommendation to approve the filing, Commissioner Racine moved to approve the proposed rates as submitted. The motion was seconded by Commissioner Gaynor and unanimously passed. **Vote 3-0.**

New England Division of Southern Union Company (Providence Gas Co., Valley Gas Co. and Bristol & Warren Gas Co.): The Company submitted a rate filing to consolidate the rates and operations of the former Providence Gas Company, Valley Gas Company and Bristol & Warren Gas Company for effect December 1, 2001. The Company also filed a motion seeking to utilize a test-year ending September 30, 2000 because it would accurately represent the savings that resulted from the mergers (which were completed on September 28, 2000.) The test year would be 14 months from the

filing date of November 1. The Commission's Rules of Practice and Procedure Section 2.6(a) requires that the test year not be greater than nine months from the filing date.

The Commission also received a Motion for Expedited Hearing Before the Commission of the Allowance of Test Year from Southern Union. After review, based upon the significance of the company's motion, Chairman Germani moved to grant the company an opportunity for oral arguments. The motion was seconded by Commissioner Racine and unanimously passed. **Vote 3-0.** The Commission scheduled a hearing to accept oral arguments on the motion at 10 AM on November 16, 2001.

There being no further business to discuss, the open meeting adjourned at 10:15 A.M.